

SENATE MOTION

MADAM PRESIDENT:

I move that Senate Bill 138 be amended to read as follows:

- 1 Page 5, after line 9, begin a new paragraph and insert:
- 2 SECTION 4. IC 3-11-8-8 IS AMENDED TO READ AS
- 3 FOLLOWS [EFFECTIVE JULY 1, 2007]: Sec. 8. The polls in each
- 4 precinct open at 6 a.m. and, **except as provided in section 8.5 of this**
- 5 **chapter**, close at 6 p.m. on election day.
- 6 SECTION 5. IC 3-11-8-8.5 IS ADDED TO THE INDIANA CODE
- 7 AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE JULY
- 8 1, 2007]: Sec. 8.5. (a) **This section applies whenever a precinct in a**
- 9 **county opens after the opening time provided in section 8 of this**
- 10 **chapter.**
- 11 (b) **The county election board, by the unanimous vote of the**
- 12 **entire membership of the board, may adopt an order to allow the**
- 13 **polls in the county to close at a time that is later than the closing**
- 14 **time provided in section 8 of this chapter.**
- 15 (c) **An order under this section may not extend the closing time**
- 16 **of the polls by an amount of time that is greater than:**
 - (1) **the number of minutes by which the precinct described in**
 - subsection (a) was delayed in opening; plus**
 - (2) **fifteen (15) minutes.**
- (d) **Notwithstanding section 8 of this chapter, if a county**
- election board adopts an order under this section, the polls in the**
- county must close at the time specified in the county election**
- board's order.**
- (e) **If:**
 - (1) **this title prescribes a time for an action to occur at a**
 - precinct on election day; and**
 - (2) **a precinct described in subsection (a) opens after the time**
 - that this title prescribes for the action to occur;**
- an order adopted by the county election board under this section**
- may reset the deadline by which the action must occur. The**
- prescribed action is valid if it occurs before the deadline set in the**
- county election board's order.**

Renumber all SECTIONS consecutively.

(Reference is to SB 138 as printed February 23, 2007.)

Senator ERRINGTON